

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

TITO CONTRACTORS, INC.

and

**INTERNATIONAL UNION OF PAINTERS
AND ALLIED TRADES, AFL-CIO
DISTRICT COUNCIL 51**

**Cases: 5-CA-119008
5-CA-119096
5-CA-119414
5-CA-123265
5-CA-129503
5-CA-131619
5-CA-134285**

**ORDER TRANSFERRING PROCEEDING TO THE BOARD
and
NOTICE TO SHOW CAUSE**

On November 17, 2020, the General Counsel filed with the National Labor Relations Board a Motion for Partial Summary Judgment on the grounds that certain paragraphs of the Respondent's answer to the compliance specification: (1) fail to meet the requirements of Section 102.56(b) of the Board's Rules and Regulations because they are not specific as to matters in dispute and fail to provide alternative presumptions and calculations; (2) raise issues that are not properly litigable at this stage of the proceedings because those issues have already been litigated and decided by the Board and enforced by the United States Court of Appeals for the District of Columbia Circuit; or (3) are admitted by the Respondent. The Respondent filed an opposition on November 24. Having duly considered the matter,

IT IS ORDERED that the above-entitled proceeding be transferred to and continued before the Board in Washington, D.C.

NOTICE IS GIVEN that any party seeking to show cause why the General Counsel's motion should not be granted must do so in writing, filed with the Board in Washington, D.C.,

on or before January 21, 2021 (with affidavit of service on the parties to this proceeding). If a response to this Notice to Show Cause is filed, a party may file a reply to the response within 7 days of receipt of the response (with affidavit of service on the parties to this proceeding), but further responses will not be permitted except where there are special circumstances warranting leave to file such a response.

Dated, Washington, D.C., January 5, 2021

By direction of the Board:

Roxanne Rothschild

Executive Secretary